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13 June 1986

MEMORANDUM FOR THE RECORD

FROM: SUBJECT: Polygraphing Employees of CIA/DoD Programs -
Conversation with Dan Jacobsen, DoD

1. On June 13, 1986, I called Britt Snyder, Director, Security and Counterintelligence Policy, Deputy Under Secretary for Policy, Department of Defense (DoD). In his absence, I spoke with Dan Jacobsen of his office.

2. I called with regard to the floor amendment offered by Senator Goldwater to the Urgent Supplemental Appropriations Act, #2023, which removed from the numerical ceilings imposed on DoD-initiated polygraphs, the polygraphs of the employees of certain DoD "special intelligence collection programs" "under the purview of the Director of Central intelligence".

3. In response to my question, Mr. Jacobsen indicated that he understood that the wording of the amendment was sufficient to accomplish its purpose. Further, he understood from Mr. Snyder that there was sufficient Congressional support in the conference on the bill for the amendment to be adopted.

4. With regard to DoD's intentions for next year, i.e., fiscal year 1988, Mr. Jacobsen indicated that DoD planned to include an exception for this program in the section of the FY '88 DoD authorization bill which authorized the DoD polygraph program (that program is authorized on a year-to-year basis in the annual DoD authorization bill).

5. I noted that each year this section is very controversial and wondered whether that controversy might not highlight these programs to their detriment. Mr. Jacobsen said DoD did not believe this would happen as DoD believed it had support for an exception for these programs even within the House, the body which usually makes the most objections to the DoD polygraph program. Mr. Jacobsen also indicated that DoD believes the prospects for obtaining permanent polygraph authority were much better. DoD believes that Representative

Schroeder may be tired of making an issue of the polygraph and that even Representative Broosk was relenting somewhat (he had asked the Office of Technology Assessment to restudy the issue, this time focusing on utility, something which to his reported dissatisfaction, was not included in the last OTA study).

6. I said should the DoD authorization bill become too "hot" for these programs, DoD might keep in mind an alternative legislative vehicle, the intelligence authorization bill. He agreed to do so.

7. I concluded by indicating that I would discuss the subject again with Mr. Snyder next week when he returned.

Legislation Division
Office of Congressional Affairs

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